

STATE OF OREGON

COUNTIES OF UNION AND BAKER

PERMIT TO APPROPRIATE THE PUBLIC WATERS

THIS PERMIT IS HEREBY ISSUED TO

POWDER VALLEY WATER CONTROL DISTRICT
P.O. BOX 189
NORTH POWDER, OREGON 97867

(503) 898-2394

to use the waters of NORTH POWDER RIVER, ANTHONY CREEK, PILCHER CREEK, AND PILCHER CREEK RESERVOIR CONSTRUCTED UNDER PERMIT R-8353, tributaries of POWDER RIVER, for irrigation and supplemental irrigation of 17665.9 acres: being primary supply of water from Anthony Creek, supplemental supply from Pilcher Creek and Pilcher Creek Reservoir for the irrigation of 1304.9 acres; use of water from Anthony Creek, Pilcher Creek and Pilcher Creek Reservoir for the supplemental irrigation of 6249.6 acres; use of Pilcher Creek and Pilcher Creek Reservoir for the supplemental irrigation of 8587.0 acres; use of a primary supply of water from North Powder River and supplemental supply from Anthony Creek, Pilcher Creek and Pilcher Creek Reservoir for the irrigation of 982.0 acres; use of a primary supply of water from Anthony Creek and supplemental supply from Pilcher Creek Reservoir (Exchange) for the irrigation of 141.6 acres; use of a supplemental supply of water from Pilcher Creek Reservoir (Exchange) for the irrigation of 400.8 acres.

This Permit is issued approving Application 67687. The date of priority is FEBRUARY 26, 1987. The use is limited to not more than 375.6 CUBIC FEET PER SECOND; BEING 25.6 CFS FROM NORTH POWDER RIVER, 300.0 CFS FROM ANTHONY CREEK, 50.0 CFS FROM PILCHER CREEK AND 5910.0 ACRE-FEET FROM PILCHER CREEK RESERVOIR CONSTRUCTED UNDER PERMIT R-8353 or its equivalent in case of rotation, measured at the points of diversion from the sources.

The points of diversion are located as follows:

ANTHONY CREEK DITCHES

- CARNES - SE 1/4 NW 1/4, SECTION 13, 1400 FEET SOUTH AND 3800 FEET WEST FROM NW CORNER SECTION 18, T 6 S, R 38 E, W.M.
- COUGHANOUR - NE 1/4 NW 1/4, SECTION 18, 1300 FEET SOUTH AND 2400 FEET EAST FROM NW CORNER SECTION 18, T 6 S, R 38 E, W.M.
- LONE PINE - NW 1/4 SW 1/4, SECTION 17, 2400 FEET NORTH AND 100 FEET EAST FROM SW CORNER SECTION 17, T 6 S, R 38 E, W.M.
- PILCHER - DRYBOROUGH SE 1/4 SW 1/4, SECTION 17, 650 FEET NORTH AND 1400 FEET EAST FROM SW CORNER SECTION 17, T 6 S, R 38 E, W.M.
- PUNCH & KELLOG - NE 1/4 NW 1/4, SECTION 20, 1200 FEET SOUTH AND 1900 FEET EAST FROM SW CORNER SECTION 17, T 6 S, R 38 E, W.M.
- MASON - NW 1/4 NW 1/4, SECTION 28, 700 FEET SOUTH AND 400 FEET EAST FROM NW CORNER SECTION 28, T 6 S, R 38 E, W.M.

NORTH POWDER RIVER DITCHES

HUTCHINSON - NW 1/4 NE 1/4, SECTION 5, T 7 S, R 38 E, W.M., 150
HILLSIDE GARDNER FEET SOUTH AND 2400 FEET WEST FROM SE CORNER
MILLRACE SECTION 32, T 6 S, R 38 E, W.M.

POWERS CO. - SW 1/4 SE 1/4, SECTION 32, 1000 FEET NORTH AND
1700 FEET WEST FROM SE CORNER SECTION 32, T 6 S, R
38 E, W.M.

DALEY - NW 1/4 SW 1/4, SECTION 27, 2300 FEET NORTH AND 400
FEET EAST FROM SW CORNER SECTION 27, T 6 S, R 38
E, W.M.

DODSON DALTON - NW 1/4 NW 1/4, SECTION 35, 1200 FEET SOUTH AND 10
FEET EAST FROM NW CORNER SECTION 35, T 6 S, R 38
E, W.M.

DAVIS KELSEY - SW 1/4 NE 1/4, SECTION 35, 1800 FEET SOUTH AND
2500 FEET WEST FROM NE CORNER SECTION 35, T 6 S, R
38 E, W.M.

DAVIS DALTON - SW 1/4 NE 1/4, SECTION 35, 2100 FEET SOUTH AND
1400 FEET WEST FROM NE CORNER SECTION 35, T 6 S, R
38 E, W.M.

SUNNYSLOPE - NW 1/4 SW 1/4, SECTION 36, 2800 FEET SOUTH AND 400
FEET EAST FROM NE CORNER SECTION 36, T 6 S, R 38
E, W.M.

KELSEY - SE 1/4 SW 1/4, SECTION 36, 1000 FEET NORTH AND
2800 FEET WEST FROM SE CORNER SECTION 36, T 6 S, R
38 E, W.M.

KELSEY WILSON - SE 1/4 SW 1/4, SECTION 36, 1000 FEET NORTH AND
2800 FEET WEST FROM SE CORNER SECTION 36, T 6 S, R
38 E, W.M.

SMITH, MCPHEE - NW 1/4 SW 1/4, SECTION 32, 1400 FEET NORTH AND 600
AND TANNER FEET EAST FROM SW CORNER SECTION 32, T 6 S, R 39
E, W.M.

MCPHEE - NW 1/4 NW 1/4, SECTION 33, 1000 FEET SOUTH AND 250
FEET EAST FROM NW CORNER SECTION 33, T 6 S, R 39
E, W.M.

JACOBSON - SE 1/4 SW 1/4, SECTION 28, 150 FEET NORTH AND 2100
FEET EAST FROM NW CORNER SECTION 33, T 6 S, R 39
E, W.M.

HARLAN SANDERS - SW 1/4 SE 1/4, SECTION 28, 900 FEET NORTH AND 3000
FEET EAST FROM NW CORNER SECTION 33, T 6 S, R 39
E, W.M.

LUN - SW 1/4 NW 1/4, SECTION 27, 2650 FEET NORTH AND 200
FEET EAST FROM SW CORNER SECTION 27, T 6 S, R 39
E, W.M.

HOLMES - NE 1/4 SE 1/4, SECTION 22, 2100 FEET NORTH AND 700
FEET WEST FROM SE CORNER SECTION 22, T 6 S, R 39
E, W.M.

PETERSON - NE 1/4 SE 1/4, SECTION 22, 2100 FEET NORTH AND 700
FEET WEST FROM SE CORNER SECTION 22, T 6 S, R 39
E, W.M.

PILCHER CREEK

PILCHER CREEK - NW 1/4 SW 1/4, SECTION 16, 1700 FEET NORTH AND
RESERVOIR 1000 FEET EAST FROM SW CORNER SECTION 16, T 6 S, R
38 E, W.M.

The amount of water used for irrigation, together with the amount secured under any other right existing for the same lands, shall be limited to ONE-FORTIETH of one cubic foot per second per acre, or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 4.0 acre-feet per acre for each acre irrigated during the irrigation season of each year from direct flow and storage from Pilcher Reservoir constructed under permit R-8353.

The use of natural flow is limited to the period March 1 through July 30 of each year.

Lands listed as being for supplemental irrigation may be considered as primary irrigation if at time of final proof it is determined that no primary right exists for these lands.

This development was reviewed and approved by the Water Resources Commission on April 1, 1988.

Stored water from Pilcher Creek Reservoir is to provide a primary and supplemental supply for irrigation of acreage owned by Michael and Betty Jo Mason, Henry C. and Della Steel, Wilson Cattle Company, Inc., and Oregon Department of Fish and Wildlife being acreage unable to be reached at the present time by stored water from Pilcher Creek Reservoir, but may be reached by waters from Anthony Creek. By terms of exchange agreements recorded at pages 2223 through 2239 Volume 7 Miscellaneous Records of the Water Resources Director, waters of Anthony Creek allotted to acreage presently owned by William R. and Patricia Ann Lewis having a prior water right with a date of priority of 1880, described by the certificate recorded at page 1529 State Record of Water Right Certificates may be used on acreage owned by Michael and Betty Jo Mason, Henry C. and Della Steel, Wilson Cattle Company, Inc., and Oregon Department of Fish and Wildlife or their successors in interest in exchange for use of a equal amount of stored water from Pilcher Reservoir on the acreage owned by William R. and Patricia Ann Lewis or their successors in interest.

The use shall conform to such reasonable rotation system as may be ordered by the proper state officer.

A description of the proposed place of use under the Permit is as follows:

PRIMARY - ANTHONY CREEK; SUPPLEMENTAL - PILCHER CREEK & PILCHER CREEK RESERVOIR

NW 1/4 SW 1/4 18.0 ACRES
SW 1/4 SW 1/4 4.0 ACRES
SECTION 32
TOWNSHIP 5 SOUTH, RANGE 32 EAST, W.M.

NE 1/4 NE 1/4 20.0 ACRES
NW 1/4 NE 1/4 5.0 ACRES
SE 1/4 SE 1/4 40.0 ACRES
SECTION 22

NE 1/4 NE 1/4 24.0 ACRES
 NW 1/4 NE 1/4 7.7 ACRES
 NE 1/4 NW 1/4 0.5 ACRE
 NW 1/4 NW 1/4 0.5 ACRE
 SW 1/4 SW 1/4 40.0 ACRES
 SE 1/4 SW 1/4 40.0 ACRES
 NE 1/4 SE 1/4 10.0 ACRES
 SW 1/4 SE 1/4 40.0 ACRES

SECTION 23

SW 1/4 NE 1/4 5.0 ACRES
 SW 1/4 NW 1/4 3.0 ACRES
 SE 1/4 NW 1/4 20.0 ACRES
 NW 1/4 SW 1/4 33.0 ACRES
 SW 1/4 SE 1/4 5.0 ACRES
 SE 1/4 SE 1/4 8.0 ACRES

SECTION 24

NE 1/4 NW 1/4 5.0 ACRES
 NW 1/4 NW 1/4 40.0 ACRES
 NE 1/4 SE 1/4 2.0 ACRES
 NW 1/4 SE 1/4 11.0 ACRES
 SW 1/4 SE 1/4 10.5 ACRES

SECTION 25

NE 1/4 NE 1/4 40.0 ACRES
 NW 1/4 NE 1/4 40.0 ACRES
 SW 1/4 NE 1/4 40.0 ACRES
 SE 1/4 NE 1/4 40.0 ACRES
 NE 1/4 NW 1/4 40.0 ACRES
 NW 1/4 NW 1/4 40.0 ACRES
 SW 1/4 NW 1/4 40.0 ACRES
 SE 1/4 NW 1/4 40.0 ACRES
 NE 1/4 SW 1/4 40.0 ACRES
 NW 1/4 SW 1/4 40.0 ACRES
 SW 1/4 SW 1/4 11.0 ACRES
 SE 1/4 SW 1/4 20.0 ACRES
 NE 1/4 SE 1/4 40.0 ACRES
 NW 1/4 SE 1/4 40.0 ACRES
 SW 1/4 SE 1/4 33.0 ACRES
 SE 1/4 SE 1/4 40.0 ACRES

SECTION 26

NE 1/4 NE 1/4 5.5 ACRES

SECTION 35

NE 1/4 NE 1/4 18.5 ACRES
 NW 1/4 NE 1/4 22.5 ACRES
 NE 1/4 NW 1/4 11.5 ACRES
 NW 1/4 NW 1/4 5.0 ACRES

SECTION 36

TOWNSHIP 6 SOUTH, RANGE 38 EAST, W.M.

NE 1/4 NW 1/4 4.0 ACRES

SECTION 4

NW 1/4 NE 1/4 32.0 ACRES
 SE 1/4 NE 1/4 22.0 ACRES
 NE 1/4 SW 1/4 34.0 ACRES

SECTION 6

NW 1/4 NW 1/4 40.0 ACRES
 SW 1/4 NW 1/4 21.3 ACRES

SECTION 11

NW 1/4 NW 1/4 12.0 ACRES

SECTION 13

SW 1/4 NE 1/4 26.0 ACRES
SE 1/4 NE 1/4 30.0 ACRES
SECTION 14

SW 1/4 NW 1/4 15.0 ACRES
SE 1/4 NW 1/4 1.0 ACRE
SECTION 19

NE 1/4 SW 1/4 0.9 ACRE
SECTION 20

SW 1/4 SW 1/4 8.5 ACRES
SECTION 29

SE 1/4 NE 1/4 7.0 ACRES
SECTION 31

NW 1/4 NW 1/4 12.0 ACRES
SECTION 32

TOWNSHIP 6 SOUTH, RANGE 39 EAST, W.M.

SUPPLEMENTAL - ANTHONY CREEK, PILCHER CREEK, PILCHER CREEK RESERVOIR

SW 1/4 SW 1/4 28.5 ACRES
SE 1/4 SW 1/4 18.0 ACRES
SW 1/4 SE 1/4 5.0 ACRES
SECTION 26

NE 1/4 SW 1/4 4.0 ACRES
NW 1/4 SW 1/4 10.0 ACRES
SE 1/4 SW 1/4 9.5 ACRES
SECTION 27

NW 1/4 NE 1/4 23.0 ACRES
SW 1/4 NE 1/4 40.0 ACRES
NE 1/4 NW 1/4 35.0 ACRES
SE 1/4 NW 1/4 40.0 ACRES
SECTION 34

NE 1/4 NE 1/4 34.5 ACRES
NW 1/4 NE 1/4 40.0 ACRES
SW 1/4 NE 1/4 10.0 ACRES
SE 1/4 NE 1/4 8.0 ACRES
NE 1/4 NW 1/4 37.5 ACRES
NW 1/4 NW 1/4 10.0 ACRES
SECTION 35

NE 1/4 NE 1/4 1.5 ACRES
NW 1/4 NE 1/4 7.5 ACRES
SW 1/4 NE 1/4 40.0 ACRES
SE 1/4 NE 1/4 36.0 ACRES
NE 1/4 NW 1/4 16.5 ACRES
NW 1/4 NW 1/4 25.0 ACRES
SW 1/4 NW 1/4 18.0 ACRES
SE 1/4 NW 1/4 32.0 ACRES
NE 1/4 SW 1/4 4.5 ACRES
NE 1/4 SE 1/4 37.0 ACRES
NW 1/4 SE 1/4 29.0 ACRES
SW 1/4 SE 1/4 12.0 ACRES
SE 1/4 SE 1/4 17.0 ACRES
SECTION 36

TOWNSHIP 6 SOUTH, RANGE 38 EAST, W.M.

SE 1/4 NE 1/4 6.0 ACRES
NE 1/4 SE 1/4 4.5 ACRES
NW 1/4 SE 1/4 37.0 ACRES
SW 1/4 SE 1/4 30.0 ACRES
SECTION 14

NE 1/4 SE 1/4 39.0 ACRES
 NW 1/4 SE 1/4 15.0 ACRES
 SW 1/4 SE 1/4 15.0 ACRES
 SECTION 22

NE 1/4 NE 1/4 21.5 ACRES
 NW 1/4 NE 1/4 35.0 ACRES
 SW 1/4 NE 1/4 40.0 ACRES
 SE 1/4 NE 1/4 37.0 ACRES
 NE 1/4 NW 1/4 15.0 ACRES
 SE 1/4 NW 1/4 30.0 ACRES
 NE 1/4 SW 1/4 40.0 ACRES
 NW 1/4 SW 1/4 40.0 ACRES
 SW 1/4 SW 1/4 40.0 ACRES
 SE 1/4 SW 1/4 40.0 ACRES
 NE 1/4 SE 1/4 40.0 ACRES
 NW 1/4 SE 1/4 40.0 ACRES
 SW 1/4 SE 1/4 25.0 ACRES
 SE 1/4 SE 1/4 25.0 ACRES
 SECTION 23

NE 1/4 NE 1/4 23.5 ACRES
 NW 1/4 NE 1/4 38.5 ACRES
 SW 1/4 NE 1/4 40.0 ACRES
 SE 1/4 NE 1/4 34.0 ACRES
 NE 1/4 NW 1/4 40.0 ACRES
 SW 1/4 NW 1/4 40.0 ACRES
 SE 1/4 NW 1/4 40.0 ACRES
 NE 1/4 SE 1/4 38.4 ACRES
 NW 1/4 SE 1/4 40.0 ACRES
 SW 1/4 SE 1/4 40.0 ACRES
 SE 1/4 SE 1/4 40.0 ACRES
 SECTION 26

SW 1/4 NE 1/4 11.0 ACRES
 NE 1/4 NW 1/4 17.0 ACRES
 NW 1/4 NW 1/4 15.0 ACRES
 SW 1/4 NW 1/4 37.0 ACRES
 SE 1/4 NW 1/4 37.0 ACRES
 NE 1/4 SW 1/4 40.0 ACRES
 NW 1/4 SW 1/4 40.0 ACRES
 SW 1/4 SW 1/4 40.0 ACRES
 SE 1/4 SW 1/4 40.0 ACRES
 SECTION 27

NE 1/4 NE 1/4 15.0 ACRES
 NW 1/4 NE 1/4 2.0 ACRES
 SW 1/4 NE 1/4 30.0 ACRES
 SE 1/4 NE 1/4 31.0 ACRES
 NE 1/4 NW 1/4 40.0 ACRES
 SW 1/4 NW 1/4 16.0 ACRES
 SE 1/4 NW 1/4 3.0 ACRES
 NE 1/4 SW 1/4 40.0 ACRES
 NW 1/4 SW 1/4 40.0 ACRES
 SW 1/4 SW 1/4 37.0 ACRES
 SE 1/4 SW 1/4 31.0 ACRES
 NE 1/4 SE 1/4 30.0 ACRES
 NW 1/4 SE 1/4 27.0 ACRES
 SW 1/4 SE 1/4 34.0 ACRES
 SECTION 28

NE 1/4 NE 1/4 14.0 ACRES
 NW 1/4 NE 1/4 39.0 ACRES
 SW 1/4 NE 1/4 40.0 ACRES
 SE 1/4 NE 1/4 39.0 ACRES
 NE 1/4 NW 1/4 40.0 ACRES
 NW 1/4 NW 1/4 40.0 ACRES
 SW 1/4 NW 1/4 40.0 ACRES
 SE 1/4 NW 1/4 40.0 ACRES
 NE 1/4 SW 1/4 40.0 ACRES
 NW 1/4 SW 1/4 40.0 ACRES
 SW 1/4 SW 1/4 31.5 ACRES
 SE 1/4 SW 1/4 40.0 ACRES
 NE 1/4 SE 1/4 40.0 ACRES
 NW 1/4 SE 1/4 40.0 ACRES
 SW 1/4 SE 1/4 40.0 ACRES
 SE 1/4 SE 1/4 37.0 ACRES

SECTION 29

NW 1/4 NE 1/4 22.0 ACRES
 SW 1/4 NE 1/4 32.0 ACRES
 SE 1/4 NE 1/4 13.5 ACRES
 NE 1/4 NW 1/4 40.0 ACRES
 NW 1/4 NW 1/4 31.5 ACRES
 SW 1/4 NW 1/4 29.5 ACRES
 SE 1/4 NW 1/4 29.5 ACRES
 NE 1/4 SW 1/4 37.0 ACRES
 NW 1/4 SW 1/4 31.5 ACRES
 SW 1/4 SW 1/4 8.0 ACRES
 SE 1/4 SW 1/4 31.0 ACRES
 NW 1/4 SE 1/4 40.0 ACRES
 SW 1/4 SE 1/4 40.0 ACRES
 SE 1/4 SE 1/4 32.0 ACRES

SECTION 31

NW 1/4 NE 1/4 40.0 ACRES
 NE 1/4 NW 1/4 14.0 ACRES
 NW 1/4 NW 1/4 21.0 ACRES
 SW 1/4 SW 1/4 37.0 ACRES
 SE 1/4 SW 1/4 25.0 ACRES
 NE 1/4 SE 1/4 17.0 ACRES
 SE 1/4 SE 1/4 15.0 ACRES

SECTION 32

SW 1/4 NE 1/4 40.0 ACRES
 SE 1/4 NE 1/4 39.0 ACRES
 NE 1/4 NW 1/4 40.0 ACRES
 SW 1/4 NW 1/4 20.0 ACRES
 SE 1/4 NW 1/4 40.0 ACRES
 NE 1/4 SW 1/4 40.0 ACRES
 NW 1/4 SW 1/4 40.0 ACRES
 SW 1/4 SW 1/4 40.0 ACRES
 SE 1/4 SW 1/4 40.0 ACRES
 NE 1/4 SE 1/4 40.0 ACRES
 NW 1/4 SE 1/4 40.0 ACRES
 SW 1/4 SE 1/4 39.0 ACRES
 SE 1/4 SE 1/4 31.0 ACRES

SECTION 33

SW 1/4 NW 1/4 20.0 ACRES
 SE 1/4 NW 1/4 20.0 ACRES

SECTION 34

TOWNSHIP 6 SOUTH, RANGE 39 EAST, W.M.

NW 1/4 NW 1/4 20.0 ACRES
 SW 1/4 NW 1/4 20.0 ACRES
 NW 1/4 SW 1/4 30.0 ACRES
 SW 1/4 SW 1/4 38.0 ACRES
 SECTION 2

NE 1/4 NE 1/4 39.0 ACRES
 NW 1/4 NE 1/4 38.3 ACRES
 SW 1/4 NE 1/4 35.3 ACRES
 SE 1/4 NE 1/4 40.0 ACRES
 NE 1/4 NW 1/4 17.0 ACRES
 NW 1/4 NW 1/4 40.0 ACRES
 SW 1/4 NW 1/4 40.0 ACRES
 SE 1/4 NW 1/4 39.0 ACRES
 NE 1/4 SW 1/4 40.0 ACRES
 NW 1/4 SW 1/4 40.0 ACRES
 SW 1/4 SW 1/4 40.0 ACRES
 SE 1/4 SW 1/4 40.0 ACRES
 NE 1/4 SE 1/4 39.5 ACRES
 NW 1/4 SE 1/4 40.0 ACRES
 SW 1/4 SE 1/4 36.0 ACRES
 SE 1/4 SE 1/4 40.0 ACRES
 SECTION 3

NE 1/4 NE 1/4 40.0 ACRES
 NW 1/4 NE 1/4 40.0 ACRES
 SW 1/4 NE 1/4 17.5 ACRES
 SE 1/4 NE 1/4 37.0 ACRES
 NE 1/4 NW 1/4 40.0 ACRES
 NW 1/4 NW 1/4 37.5 ACRES
 SW 1/4 NW 1/4 1.0 ACRE
 SE 1/4 NW 1/4 11.5 ACRES
 NE 1/4 SE 1/4 21.5 ACRES
 SE 1/4 SE 1/4 16.0 ACRES
 SECTION 4

NE 1/4 NE 1/4 40.0 ACRES
 NW 1/4 NE 1/4 10.0 ACRES
 NE 1/4 NW 1/4 39.0 ACRES
 NW 1/4 NW 1/4 30.0 ACRES
 SW 1/4 NW 1/4 40.0 ACRES
 SE 1/4 NW 1/4 20.0 ACRES
 NE 1/4 SW 1/4 1.0 ACRE
 NW 1/4 SW 1/4 35.0 ACRES
 SECTION 5

NE 1/4 NE 1/4 40.0 ACRES
 NW 1/4 NE 1/4 40.0 ACRES
 SW 1/4 NE 1/4 40.0 ACRES
 SE 1/4 NE 1/4 40.0 ACRES
 NE 1/4 NW 1/4 40.0 ACRES
 NW 1/4 NW 1/4 35.0 ACRES
 SW 1/4 NW 1/4 35.0 ACRES
 SE 1/4 NW 1/4 40.0 ACRES
 NE 1/4 SW 1/4 40.0 ACRES
 NW 1/4 SW 1/4 36.0 ACRES
 NE 1/4 SE 1/4 40.0 ACRES
 NW 1/4 SE 1/4 40.0 ACRES
 SECTION 6

NE 1/4 NE 1/4 3.0 ACRES
 SECTION 9

NE 1/4 NW 1/4 40.0 ACRES
 NW 1/4 NW 1/4 34.0 ACRES
 SW 1/4 NW 1/4 18.5 ACRES
 SE 1/4 NW 1/4 40.0 ACRES
 NE 1/4 SW 1/4 40.0 ACRES
 NW 1/4 SW 1/4 38.0 ACRES
 SW 1/4 SW 1/4 40.0 ACRES
 SE 1/4 SW 1/4 40.0 ACRES
 NE 1/4 SE 1/4 20.2 ACRES
 NW 1/4 SE 1/4 40.0 ACRES
 SW 1/4 SE 1/4 37.0 ACRES
 SE 1/4 SE 1/4 25.0 ACRES

SECTION 10

NW 1/4 SW 1/4 22.4 ACRES

SECTION 11

NW 1/4 NE 1/4 36.0 ACRES
 NE 1/4 NW 1/4 40.0 ACRES
 NW 1/4 NW 1/4 40.0 ACRES

SECTION 15

NE 1/4 NE 1/4 13.0 ACRES

SECTION 16

TOWNSHIP 7 SOUTH, RANGE 39 EAST, W.M.

SUPPLEMENTAL - PILCHER CREEK AND PILCHER CREEK RESERVOIR

NE 1/4 SW 1/4 40.0 ACRES
 NW 1/4 SW 1/4 22.0 ACRES
 SW 1/4 SW 1/4 36.0 ACRES
 SE 1/4 SW 1/4 40.0 ACRES
 NE 1/4 SE 1/4 40.0 ACRES
 NW 1/4 SE 1/4 40.0 ACRES
 SW 1/4 SE 1/4 40.0 ACRES
 SE 1/4 SE 1/4 40.0 ACRES

SECTION 32

NE 1/4 SW 1/4 40.0 ACRES
 NW 1/4 SW 1/4 28.0 ACRES
 SW 1/4 SW 1/4 36.0 ACRES
 SE 1/4 SW 1/4 36.0 ACRES

SECTION 33

TOWNSHIP 5 SOUTH, RANGE 39 EAST, W.M.

NW 1/4 SW 1/4 40.0 ACRES
 SW 1/4 SW 1/4 40.0 ACRES
 SE 1/4 SW 1/4 39.0 ACRES
 SW 1/4 SE 1/4 40.0 ACRES

SECTION 13

NE 1/4 NE 1/4 20.0 ACRES
 SW 1/4 NE 1/4 5.0 ACRES
 SE 1/4 NE 1/4 40.0 ACRES
 NE 1/4 SE 1/4 40.0 ACRES

SECTION 22

NE 1/4 NE 1/4 16.0 ACRES
 NW 1/4 NE 1/4 32.3 ACRES
 SW 1/4 NE 1/4 40.0 ACRES
 SE 1/4 NE 1/4 40.0 ACRES
 NE 1/4 NW 1/4 39.5 ACRES
 NW 1/4 NW 1/4 39.5 ACRES
 SW 1/4 NW 1/4 40.8 ACRES
 SE 1/4 NW 1/4 40.6 ACRES

SECTION 23

NE 1/4 SW 1/4 40.0 ACRES
 NW 1/4 SW 1/4 40.0 ACRES
 NE 1/4 SE 1/4 30.0 ACRES
 NW 1/4 SE 1/4 40.0 ACRES
 SE 1/4 SE 1/4 40.0 ACRES

SECTION 23

NE 1/4 NE 1/4 40.0 ACRES
 NW 1/4 NE 1/4 40.0 ACRES
 SW 1/4 NE 1/4 35.0 ACRES
 SE 1/4 NE 1/4 40.0 ACRES
 NE 1/4 NW 1/4 39.0 ACRES
 NW 1/4 NW 1/4 40.0 ACRES
 SW 1/4 NW 1/4 37.0 ACRES
 SE 1/4 NW 1/4 20.0 ACRES
 NE 1/4 SW 1/4 40.0 ACRES
 NW 1/4 SW 1/4 7.0 ACRES
 SW 1/4 SW 1/4 40.0 ACRES
 SE 1/4 SW 1/4 40.0 ACRES
 NE 1/4 SE 1/4 40.0 ACRES
 NW 1/4 SE 1/4 40.0 ACRES
 SW 1/4 SE 1/4 35.0 ACRES
 SE 1/4 SE 1/4 32.0 ACRES

SECTION 24

NE 1/4 NE 1/4 40.0 ACRES
 NW 1/4 NE 1/4 40.0 ACRES
 SW 1/4 NE 1/4 40.0 ACRES
 SE 1/4 NE 1/4 40.0 ACRES
 NE 1/4 NW 1/4 35.0 ACRES
 SW 1/4 NW 1/4 40.0 ACRES
 SE 1/4 NW 1/4 40.0 ACRES
 NE 1/4 SW 1/4 40.0 ACRES
 NW 1/4 SW 1/4 40.0 ACRES
 SW 1/4 SW 1/4 40.0 ACRES
 SE 1/4 SW 1/4 40.0 ACRES
 NE 1/4 SE 1/4 37.0 ACRES
 NW 1/4 SE 1/4 29.0 ACRES
 SW 1/4 SE 1/4 29.5 ACRES
 SE 1/4 SE 1/4 39.0 ACRES

SECTION 25

NE 1/4 NE 1/4 20.0 ACRES
 NW 1/4 NE 1/4 10.0 ACRES
 NE 1/4 NW 1/4 12.0 ACRES
 NW 1/4 NW 1/4 10.0 ACRES

SECTION 36

TOWNSHIP 6 SOUTH, RANGE 38 EAST, W.M.

SW 1/4 SW 1/4 40.0 ACRES
 SE 1/4 SW 1/4 40.0 ACRES
 NW 1/4 SE 1/4 40.0 ACRES
 SW 1/4 SE 1/4 40.0 ACRES
 SE 1/4 SE 1/4 40.0 ACRES

SECTION 3

NE 1/4 NE 1/4 38.0 ACRES
 NW 1/4 NE 1/4 38.0 ACRES
 SW 1/4 NE 1/4 40.0 ACRES
 SE 1/4 NE 1/4 40.0 ACRES
 NE 1/4 NW 1/4 31.0 ACRES
 NW 1/4 NW 1/4 38.0 ACRES
 SW 1/4 NW 1/4 37.0 ACRES
 SE 1/4 NW 1/4 33.0 ACRES

SECTION 4

NE 1/4 SW 1/4 31.0 ACRES
 NW 1/4 SW 1/4 38.0 ACRES
 SW 1/4 SW 1/4 37.0 ACRES
 SE 1/4 SW 1/4 31.0 ACRES
 NE 1/4 SE 1/4 40.0 ACRES
 NW 1/4 SE 1/4 40.0 ACRES
 SW 1/4 SE 1/4 40.0 ACRES
 SE 1/4 SE 1/4 40.0 ACRES

SECTION 4

NE 1/4 NE 1/4 40.0 ACRES
 NW 1/4 NE 1/4 40.0 ACRES
 SW 1/4 NE 1/4 40.0 ACRES
 SE 1/4 NE 1/4 40.0 ACRES
 NE 1/4 NW 1/4 40.0 ACRES
 NW 1/4 NW 1/4 40.0 ACRES
 SW 1/4 NW 1/4 40.0 ACRES
 SE 1/4 NW 1/4 40.0 ACRES
 NE 1/4 SW 1/4 40.0 ACRES
 NW 1/4 SW 1/4 40.0 ACRES
 SW 1/4 SW 1/4 40.0 ACRES
 SE 1/4 SW 1/4 40.0 ACRES
 NE 1/4 SE 1/4 40.0 ACRES
 NW 1/4 SE 1/4 40.0 ACRES
 SW 1/4 SE 1/4 40.0 ACRES
 SE 1/4 SE 1/4 40.0 ACRES

SECTION 5

NE 1/4 NE 1/4 40.0 ACRES
 NW 1/4 NE 1/4 8.0 ACRES
 SW 1/4 NE 1/4 18.0 ACRES
 SE 1/4 NE 1/4 39.0 ACRES
 NE 1/4 SW 1/4 6.0 ACRES
 NE 1/4 SE 1/4 40.0 ACRES
 NW 1/4 SE 1/4 40.0 ACRES
 SW 1/4 SE 1/4 40.0 ACRES
 SE 1/4 SE 1/4 40.0 ACRES

SECTION 6

SW 1/4 NW 1/4 20.0 ACRES
 SE 1/4 NW 1/4 40.0 ACRES

SECTION 7

NE 1/4 SE 1/4 40.0 ACRES
 NW 1/4 SE 1/4 40.0 ACRES
 SW 1/4 SE 1/4 37.0 ACRES
 SE 1/4 SE 1/4 40.9 ACRES

SECTION 8

NE 1/4 NW 1/4 15.0 ACRES
 SE 1/4 NW 1/4 25.0 ACRES
 NE 1/4 SW 1/4 38.0 ACRES
 NW 1/4 SW 1/4 40.0 ACRES
 SW 1/4 SW 1/4 28.0 ACRES
 SE 1/4 SW 1/4 12.0 ACRES

SECTION 9

NE 1/4 NE 1/4 40.0 ACRES
 NW 1/4 NE 1/4 40.0 ACRES
 NE 1/4 NW 1/4 40.0 ACRES
 NW 1/4 NW 1/4 40.0 ACRES
 SW 1/4 NW 1/4 40.0 ACRES
 SE 1/4 NW 1/4 40.0 ACRES

SECTION 10

NE 1/4 SW 1/4 40.0 ACRES
 NW 1/4 SW 1/4 40.0 ACRES
 SW 1/4 SW 1/4 40.0 ACRES
 SE 1/4 SW 1/4 38.0 ACRES
 SW 1/4 SE 1/4 40.0 ACRES
 SE 1/4 SE 1/4 40.0 ACRES
 SECTION 10

NE 1/4 NE 1/4 40.0 ACRES
 NW 1/4 NE 1/4 40.0 ACRES
 SW 1/4 NE 1/4 40.0 ACRES
 SE 1/4 NE 1/4 36.5 ACRES
 NE 1/4 NW 1/4 40.0 ACRES
 SW 1/4 NW 1/4 18.7 ACRES
 SE 1/4 NW 1/4 40.0 ACRES
 NE 1/4 SW 1/4 39.5 ACRES
 NW 1/4 SW 1/4 40.0 ACRES
 SW 1/4 SW 1/4 40.0 ACRES
 SE 1/4 SW 1/4 40.0 ACRES
 NE 1/4 SE 1/4 34.0 ACRES
 NW 1/4 SE 1/4 40.0 ACRES
 SW 1/4 SE 1/4 38.5 ACRES
 SE 1/4 SE 1/4 37.6 ACRES
 SECTION 11

NW 1/4 SW 1/4 27.0 ACRES
 SW 1/4 SW 1/4 23.5 ACRES
 SECTION 12

NE 1/4 NE 1/4 32.0 ACRES
 NW 1/4 NE 1/4 35.0 ACRES
 SW 1/4 NE 1/4 6.0 ACRES
 NE 1/4 NW 1/4 40.0 ACRES
 NW 1/4 NW 1/4 40.0 ACRES
 SW 1/4 NW 1/4 40.0 ACRES
 SE 1/4 NW 1/4 40.0 ACRES
 NE 1/4 SW 1/4 36.5 ACRES
 NW 1/4 SW 1/4 40.0 ACRES
 SW 1/4 SW 1/4 40.0 ACRES
 SE 1/4 SW 1/4 36.5 ACRES
 SECTION 14

NE 1/4 NE 1/4 40.0 ACRES
 NW 1/4 NE 1/4 40.0 ACRES
 SE 1/4 NE 1/4 39.0 ACRES
 NE 1/4 NW 1/4 38.0 ACRES
 NW 1/4 NW 1/4 40.0 ACRES
 SE 1/4 SW 1/4 7.0 ACRES
 NE 1/4 SE 1/4 40.0 ACRES
 SW 1/4 SE 1/4 40.0 ACRES
 SE 1/4 SE 1/4 40.0 ACRES
 SECTION 15

SW 1/4 SE 1/4 20.0 ACRES
 SE 1/4 SE 1/4 20.0 ACRES
 SECTION 17

NE 1/4 NE 1/4 40.0 ACRES
 NW 1/4 NE 1/4 40.0 ACRES
 SW 1/4 NE 1/4 40.0 ACRES
 SE 1/4 NE 1/4 40.0 ACRES
 NE 1/4 NW 1/4 40.0 ACRES
 SW 1/4 NW 1/4 25.0 ACRES
 SE 1/4 NW 1/4 39.0 ACRES
 NE 1/4 SE 1/4 39.0 ACRES
 NW 1/4 SE 1/4 21.0 ACRES
 SECTION 19

NE 1/4 NE 1/4 40.0 ACRES
 NW 1/4 NE 1/4 39.2 ACRES
 SW 1/4 NE 1/4 40.0 ACRES
 SE 1/4 NE 1/4 40.0 ACRES
 NE 1/4 NW 1/4 39.2 ACRES
 NW 1/4 NW 1/4 40.0 ACRES
 SW 1/4 NW 1/4 40.0 ACRES
 SE 1/4 NW 1/4 40.0 ACRES
 NE 1/4 SW 1/4 39.1 ACRES
 NW 1/4 SW 1/4 40.0 ACRES
 SW 1/4 SW 1/4 40.0 ACRES
 SE 1/4 SW 1/4 40.0 ACRES
 NE 1/4 SE 1/4 40.0 ACRES
 NW 1/4 SE 1/4 40.0 ACRES
 SW 1/4 SE 1/4 40.0 ACRES
 SE 1/4 SE 1/4 40.0 ACRES

SECTION 20

NE 1/4 NE 1/4 40.0 ACRES
 NW 1/4 NE 1/4 40.0 ACRES
 SW 1/4 NE 1/4 40.0 ACRES
 SE 1/4 NE 1/4 40.0 ACRES
 NE 1/4 NW 1/4 40.0 ACRES
 NW 1/4 NW 1/4 40.0 ACRES
 SW 1/4 NW 1/4 40.0 ACRES
 SE 1/4 NW 1/4 40.0 ACRES
 NE 1/4 SW 1/4 40.0 ACRES
 NW 1/4 SW 1/4 40.0 ACRES
 SW 1/4 SW 1/4 40.0 ACRES
 SE 1/4 SW 1/4 40.0 ACRES
 NE 1/4 SE 1/4 40.0 ACRES
 NW 1/4 SE 1/4 40.0 ACRES
 SW 1/4 SE 1/4 40.0 ACRES
 SE 1/4 SE 1/4 40.0 ACRES

SECTION 21

NW 1/4 NW 1/4 12.0 ACRES
 SW 1/4 NW 1/4 30.0 ACRES

SECTION 22

NE 1/4 NE 1/4 20.0 ACRES
 NW 1/4 NE 1/4 38.0 ACRES
 SW 1/4 NE 1/4 7.0 ACRES
 NW 1/4 NW 1/4 37.0 ACRES
 SW 1/4 NW 1/4 16.0 ACRES
 SE 1/4 NW 1/4 23.0 ACRES

SECTION 28

NE 1/4 NE 1/4 40.0 ACRES
 NW 1/4 NE 1/4 40.0 ACRES
 SW 1/4 NE 1/4 40.0 ACRES
 SE 1/4 NE 1/4 40.0 ACRES
 NE 1/4 SW 1/4 40.0 ACRES
 NW 1/4 SW 1/4 30.0 ACRES
 SW 1/4 SW 1/4 35.0 ACRES
 SE 1/4 SW 1/4 39.0 ACRES
 NE 1/4 SE 1/4 40.0 ACRES
 NW 1/4 SE 1/4 40.0 ACRES
 SW 1/4 SE 1/4 40.0 ACRES
 SE 1/4 SE 1/4 39.0 ACRES

SECTION 30

NE 1/4 NE 1/4 40.0 ACRES
 NW 1/4 NE 1/4 11.0 ACRES

SECTION 31

TOWNSHIP 6 SOUTH, RANGE 39 EAST, W.M.

PRIMARY - NORTH POWDER RIVER; SUPPLEMENTAL - ANTHONY CREEK, PILCHER CREEK, AND PILCHER CREEK RESERVOIR

NW 1/4 SW 1/4 10.0 ACRES
SE 1/4 SW 1/4 22.5 ACRES
SECTION 27

NW 1/4 NE 1/4 14.0 ACRES
NE 1/4 NW 1/4 5.0 ACRES
SECTION 34

SW 1/4 NE 1/4 10.0 ACRES
SE 1/4 NE 1/4 17.0 ACRES
NW 1/4 NW 1/4 25.0 ACRES
SE 1/4 NW 1/4 5.0 ACRES
SECTION 35

SW 1/4 NW 1/4 22.0 ACRES
SE 1/4 NW 1/4 8.0 ACRES
NE 1/4 SW 1/4 30.0 ACRES
NW 1/4 SW 1/4 12.0 ACRES
SE 1/4 SW 1/4 3.0 ACRES
NE 1/4 SE 1/4 3.0 ACRES
NW 1/4 SE 1/4 11.0 ACRES
SECTION 36

TOWNSHIP 6 SOUTH, RANGE 38 EAST, W.M.

NE 1/4 SE 1/4 33.0 ACRES
NW 1/4 SE 1/4 2.0 ACRES
SW 1/4 SE 1/4 10.0 ACRES
SE 1/4 SE 1/4 38.0 ACRES
SECTION 14

SE 1/4 NE 1/4 12.0 ACRES
SECTION 22

NE 1/4 NE 1/4 18.5 ACRES
NW 1/4 NE 1/4 3.0 ACRES
SE 1/4 NE 1/4 3.0 ACRES
SW 1/4 NW 1/4 10.0 ACRES
SE 1/4 NW 1/4 5.0 ACRES
SW 1/4 SE 1/4 15.0 ACRES
SE 1/4 SE 1/4 15.0 ACRES
SECTION 23

NE 1/4 NE 1/4 16.5 ACRES
NW 1/4 NE 1/4 1.5 ACRES
SE 1/4 NE 1/4 6.0 ACRES
SECTION 26

SE 1/4 NE 1/4 2.0 ACRES
SW 1/4 NW 1/4 8.0 ACRES
SE 1/4 NW 1/4 14.0 ACRES
SECTION 28

NE 1/4 NE 1/4 26.0 ACRES
NW 1/4 NE 1/4 1.0 ACRE
SE 1/4 NE 1/4 1.0 ACRE
SECTION 29

NW 1/4 NE 1/4 7.0 ACRES
SW 1/4 NE 1/4 8.0 ACRES
SE 1/4 NE 1/4 19.5 ACRES
NW 1/4 NW 1/4 4.0 ACRES
SW 1/4 NW 1/4 5.0 ACRES
SE 1/4 NW 1/4 10.5 ACRES
SECTION 31

SW 1/4 SW 1/4 18.0 ACRES
 SE 1/4 SW 1/4 6.0 ACRES
 SE 1/4 SE 1/4 8.0 ACRES
 SECTION 31

NE 1/4 NW 1/4 26.0 ACRES
 NW 1/4 NW 1/4 7.0 ACRES
 SECTION 32

SW 1/4 SE 1/4 1.0 ACRE
 SE 1/4 SE 1/4 9.0 ACRES
 SECTION 33
 TOWNSHIP 6 SOUTH, RANGE 39 EAST, W.M.

SW 1/4 SW 1/4 2.0 ACRES
 SECTION 2

NE 1/4 NW 1/4 23.0 ACRES
 SE 1/4 NW 1/4 1.0 ACRE
 SW 1/4 SE 1/4 4.0 ACRES
 SECTION 3

SW 1/4 NE 1/4 22.5 ACRES
 SE 1/4 NE 1/4 3.0 ACRES
 SW 1/4 NW 1/4 39.0 ACRES
 SE 1/4 NW 1/4 28.5 ACRES
 NE 1/4 SE 1/4 18.5 ACRES
 SE 1/4 SE 1/4 24.0 ACRES
 SECTION 4

NW 1/4 NE 1/4 30.0 ACRES
 SW 1/4 NE 1/4 40.0 ACRES
 NE 1/4 NW 1/4 1.0 ACRES
 NW 1/4 NW 1/4 10.0 ACRES
 SE 1/4 NW 1/4 20.0 ACRES
 NE 1/4 SW 1/4 39.0 ACRES
 NW 1/4 SW 1/4 5.0 ACRES
 SECTION 5

NE 1/4 NE 1/4 37.0 ACRES
 SE 1/4 NE 1/4 40.0 ACRES
 SECTION 9

NW 1/4 NW 1/4 6.0 ACRES
 SW 1/4 NW 1/4 21.5 ACRES
 SECTION 10
 TOWNSHIP 7 SOUTH, RANGE 39 EAST, W.M.

PRIMARY - ANTHONY CREEK, SUPPLEMENTAL - PILCHER CREEK RESERVOIR
 EXCHANGE

SE 1/4 SW 1/4 21.0 ACRES
 SECTION 21

NE 1/4 SW 1/4 22.0 ACRES
 NW 1/4 SW 1/4 8.0 ACRES
 SE 1/4 SW 1/4 8.0 ACRES
 SECTION 27

SW 1/4 NE 1/4 12.0 ACRES
 SE 1/4 NE 1/4 7.0 ACRES
 NW 1/4 NW 1/4 6.8 ACRES
 SW 1/4 NW 1/4 26.3 ACRES
 SE 1/4 NW 1/4 15.4 ACRES
 NE 1/4 SW 1/4 12.1 ACRES
 SECTION 28

NW 1/4 NE 1/4 3.0 ACRES
SECTION 34
TOWNSHIP 6 SOUTH, RANGE 38 EAST, W.M.

SUPPLEMENTAL - PILCHER CREEK RESERVOIR EXCHANGE

NW 1/4 NE 1/4 9.0 ACRES
SW 1/4 NE 1/4 27.0 ACRES
SE 1/4 NE 1/4 4.0 ACRES
NE 1/4 NW 1/4 8.0 ACRES
NE 1/4 SE 1/4 30.0 ACRES
NW 1/4 SE 1/4 3.0 ACRES
SE 1/4 SE 1/4 3.0 ACRES
SECTION 20

NW 1/4 SW 1/4 9.0 ACRES
SW 1/4 SW 1/4 35.0 ACRES
SE 1/4 SW 1/4 11.0 ACRES
SECTION 21

NE 1/4 NE 1/4 6.0 ACRES
NW 1/4 NE 1/4 36.0 ACRES
SW 1/4 NE 1/4 28.0 ACRES
SE 1/4 NE 1/4 30.0 ACRES
NE 1/4 NW 1/4 34.0 ACRES
NW 1/4 NW 1/4 33.2 ACRES
SW 1/4 NW 1/4 13.7 ACRES
SE 1/4 NW 1/4 24.6 ACRES
NE 1/4 SW 1/4 25.9 ACRES
NE 1/4 SE 1/4 16.4 ACRES
NW 1/4 SE 1/4 14.0 ACRES
SECTION 28

TOWNSHIP 6 SOUTH, RANGE 38 EAST, W.M.

Actual construction work shall begin on or before August 31, 1990, and shall be completed on or before October 1, 1991. Complete application of the water to the use shall be made on or before October 1, 1992.

This permit is for the beneficial use of water without waste. By law, the land use associated with this water use must be in compliance with statewide land-use goals and any local acknowledged land-use plan.

The use granted herein may be made only at times when sufficient water is available to satisfy all prior rights, including rights for maintaining instream flows.

Issued this date, August 31, 1989.

W WILLIAM H. YOUNG

Water Resources Department
William H. Young
Director